



41286

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	PATENT
John L. SEIBEL et al.	:	Art Unit: 2167
Serial No.: 10/023,990	:	Examiner: Kuen S. Lu
Filed: December 21, 2001	:	
For: AUTOMATED VOTER REGISTRATION	:	
AND TABULATION SYSTEM	:	

**DECLARATION UNDER 37 C.F.R. § 1.131**

John L. Seibel and Nicholas Koumoutseas, the inventors of the subject matter described and claimed in the above-identified application, each declares as follows:

(1) The invention was completed in the United States by making and successfully testing an automated voter registration, tabulation and auditing system, as described and claimed in the subject application, before November 3, 2000.

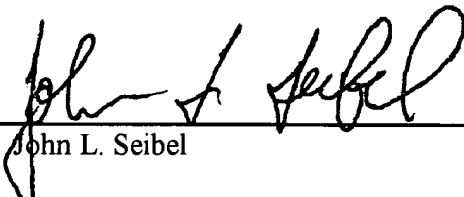
(2) After construction of the election registration, tabulation and auditing system, but prior to November 3, 2000, tests were performed, under our direction, using the system to confirm to us their operability and their improved performance as to enhancing the generation of ballots, tabulation of voted ballots, and auditing of voted ballots by generating visual representations of physical voted ballots, generating vote data from the visual representation, and associating all three aspects, the physical ballot, the visual representation of the ballot, and the vote data generated from the visual representation, using a unique ballot ID.

(3) Attached as Exhibit A to this declaration is a final report from an election conducted using an election registration, tabulation and auditing system constructed under our direction prior to November 3, 2000 and conforming to the invention as described and claimed in the subject application.


(4) Attached as Exhibit B to this declaration are sample ballots generated using an election registration, tabulation and auditing system constructed under our direction prior to November 3, 2000 and conforming to the invention as described and claimed in the subject application.

Each declares further that all statements made of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that willful false statements may jeopardize the validity of the application or any patent issuing thereon.

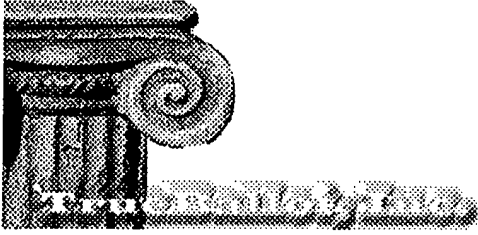
Dated: 4/29/05

  
\_\_\_\_\_  
John L. Seibel

Dated: 4/29/05

  
\_\_\_\_\_  
Nicholas Koumoutseas

## Exhibit A



## **TrueBallot, Inc.®**

AUTOMATED ELECTION ADMINISTRATION

3 BETHESDA METRO CENTER

SUITE 700

BETHESDA, MARYLAND 20814

(301) 656-9500

<http://www.trueballot.com>

JOHN L. SEIBEL

PRESIDENT

[john@trueballot.com](mailto:john@trueballot.com)

[REDACTED]

Tomasina Derricks  
APWU Local 181  
4 N. High St.  
Baltimore, Md. 21202-4718

Re: Certificate of Result for:  
APWU Local 181 Delegate Election  
Ballot Concluded At 4:00 P.M., [REDACTED]

Dear Sir/Madam:

TrueBallot, Inc. was appointed Impartial Balloting Agency to supervise the conduct of the Ballot with respect to the APWU Local 181 Delegate Election.

The Ballot and materials were approved as to form. A total of 2554 Ballots and materials were mailed to eligible members entitled to vote. 13 duplicate ballots were sent. At total of 28 ballots were returned as undeliverable. The balloting period was from [REDACTED] to 9:00 a.m. [REDACTED]. The United States Post Office in Bethesda Md., acted as Depositor for receipt of all ballots. TrueBallot, Inc was authorized to act as Coordinator during the balloting period to receive any returned undelivered ballots, to mail duplicate ballots to any member on request of the organization for a duplicate ballot, and to keep a record of all duplicate ballots mailed.

Of the Ballots mailed to the eligible Membership entitled to vote a total of 704 fully or partially completed Ballots were registered and counted.

All Ballots were retrieved from the Post Office by the ballot committee and delivered to the TrueBallot's. Due notice was provided to the members wishing to observe the Ballot count. The Ballot Committee observed that all ballots were registered. The Ballot Committee ruled on the validity of the return Ballot envelopes and of the Ballots. The Ballot Committee observed the TrueBallot, Inc., open the envelopes, optically scan and tabulate the ballots. TrueBallot also audited the results of 2 races to ensure their accuracy.

The results of the Balloting are herewith certified:

### **1 Clerk Craft Delegates to National and State Conventions**

Ballot Types: 01/06/08

Max Slots 14

Min Slots

0

Marilyn Brockington	343
Ron Colbert	317
Arlene Fair	315
George T. Hayes	289
Carmen Whye Davis	283
Mattie E. Butler	278
Janice E. Wilson	270
James "Jim" Carr	267
Ron Liszewski	264
Ron "Brock" Brockington	256
Judy Henderson	243
Henry Bias	217
Rick Walker	202
Jackie Byrd	155
Tracy M. Joyner	149
Leon D. Paris, Jr.	145
Rachel Walthall	137
Edwin Maurice Butler	128
Larry Anderson	127
Shirley D. Wainwright	122
Audrey Quinn	119
Sandra Dobyns	117
Antone A. Lee	116
Russel Lewis	113
Robin Adams	113
James N. Preston Jr.	108
Brian "Big Boy" Starks	93
Donald Major	79
Ruth B. Thompson	75
Joelle Jackson	48

### **2 Maintenance Craft Delegates to National and State**

#### **Conventions**

Ballot Types: 02/07/09

Max Slots 2

Min Slots

0

Michael Frazier	53
Fred Moore	33
Renez Crawford-Reid	32
Danny (Safety) Blount	25
Tony Boston	23
Richard Downs	22
Jim White	16
Peter Ladzinski	15
Marco A. Romero	8

### **3 MVS Craft Delegate to National and State Conventions**

Ballot Types: 03

Max Slots 1

Min Slots

0

Richard C. Shelley	23
William A. Truxon, Jr.	17
Johnny D. Martin	11
Susan A. Ripoli	9
James K. Barbour	3

### **4 IMF Delegate to National and State Conventions**

Ballot Types: 04/06/07  
0

Max Slots 1

Min Slots

Maxine German-Bailey	46
Gwen Duplantier Wilkins	26
Stanley Mason	17
Gary L. Schittone	16
Michael A Dixon	15
Deborah Somerville	13

## 5 Associate Office Delegate to National and State

### Conventions

Ballot Types: 05/08/09  
0

Max Slots 1

Min Slots

Robert "Rip" Ripoli	20
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It is our opinion as Impartial Balloting Agency that the results of the Balloting are true and accurate and that the Balloting was properly conducted, due notice provided to members allowing a fair opportunity to observe the Ballot count, the Ballots were properly counted, and rigid safeguards were maintained to protect the secrecy of the Ballot. At the conclusion of the counting, a CD ROM with all of the ballot data was delivered to the Ballot Committee and all Ballots and material were placed in appropriate containers, sealed and delivered to the Ballot Committee.

Respectfully submitted,  
**TrueBallot, Inc.**

By: John L. Seibel, President

JLS/em

## Exhibit B

## Clerk Craft and Associate Office Delegates to National and State

Mark your ballot like this ■

### VOTE FOR ONLY 14

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> Robin Adams             | <input type="checkbox"/> Carmen Whye Davis  | <input type="checkbox"/> Ron Liszewski          |
| <input type="checkbox"/> Larry Anderson          | <input type="checkbox"/> Leon D. Paris, Jr. | <input type="checkbox"/> Donald Major           |
| <input type="checkbox"/> Henry Bias              | <input type="checkbox"/> Sandra Dobyns      | <input type="checkbox"/> James N. Preston Jr.   |
| <input type="checkbox"/> Marilyn Brockington     | <input type="checkbox"/> Arlene Fair        | <input type="checkbox"/> Audrey Quinn           |
| <input type="checkbox"/> Ron "Brock" Brockington | <input type="checkbox"/> George T. Hayes    | <input type="checkbox"/> Brian "Big Boy" Starks |
| <input type="checkbox"/> Edwin Maurice Butler    | <input type="checkbox"/> Judy Henderson     | <input type="checkbox"/> Ruth B. Thompson       |
| <input type="checkbox"/> Mattie E. Butler        | <input type="checkbox"/> Joelle Jackson     | <input type="checkbox"/> Rick Walker            |
| <input type="checkbox"/> Jackie Byrd             | <input type="checkbox"/> Tracy M. Joyner    | <input type="checkbox"/> Rachel Walthall        |
| <input type="checkbox"/> James "Jim" Carr        | <input type="checkbox"/> Antone A. Lee      | <input type="checkbox"/> Shirley D. Wainwright  |
| <input type="checkbox"/> Ron Colbert             | <input type="checkbox"/> Russel Lewis       | <input type="checkbox"/> Janice E. Wilson       |

### VOTE FOR ONLY 1

- ☐ Robert "Rip" Ripoli

Only members in good standing as of [REDACTED] are entitled to vote in this election

**SEE REVERSE SIDE FOR INSTRUCTIONS**

DETACH HERE BEFORE ENCLOSING BALLOT PORTION IN SECRET ENVELOPE

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APWU LOCAL 181  
DELEGATE ELECTION  
PO BOX 5975  
BETHESDA MD 20824-9935



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Test Test Test Test

HANOVER, PA 99999



PAMELA TEST



Signature





07

**APWU Local 181(Francis 'Stu' Filbey Area Local)**  
Election of Delegates to National and State Conventions

0000001

***Maintenance Craft and IMF Delegates to National and State***

Mark your ballot like this ■

**VOTE FOR ONLY 2**

- |  |  |  |
|--|--|--|
| <input type="checkbox"/> Danny (Safety) Blount | <input type="checkbox"/> Richard Downs   | <input type="checkbox"/> Fred Moore      |
| <input type="checkbox"/> Tony Boston           | <input type="checkbox"/> Michael Frazier | <input type="checkbox"/> Marco A. Romero |
| <input type="checkbox"/> Renez Crawford-Reid   | <input type="checkbox"/> Peter Ladzinski | <input type="checkbox"/> Jim White       |

**VOTE FOR ONLY 1**

- |   |  |  |
|---|--|--|
| <input type="checkbox"/> Maxine German-Bailey | <input type="checkbox"/> Stanley Mason     | <input type="checkbox"/> Deborah Somerville      |
| <input type="checkbox"/> Michael A Dixon      | <input type="checkbox"/> Gary L. Schittone | <input type="checkbox"/> Gwen Duplantier Wilkins |

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09

**APWU Local 181(Francis 'Stu' Filbey Area Local)**  
**Election of Delegates to National and State Conventions**

0090001

***Maintenance Craft and Associate Office Delegates to National***

Mark your ballot like this ■

**VOTE FOR ONLY 2**

☐ Danny (Safety) Blount

☐ Tony Boston

☐ Renez Crawford-Reid

☐ Richard Downs

☐ Michael Frazier

☐ Peter Ladzinski

☐ Fred Moore

☐ Marco A. Romero

☐ Jim White

**VOTE FOR ONLY 1**

☐ Robert "Rip" Ripoli

Only members in good standing as of [REDACTED] are entitled to vote in this election

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**APWU Local 181(Francis 'Stu' Filbey Area Local)**  
**Election of Delegates to National and State Conventions**

0090001

99



**TEST TEST TEST**

Mark your ballot like this ■

**VOTE FOR ONLY 99**

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> Robin Adams             | <input type="checkbox"/> Carmen Whye Davis  | <input type="checkbox"/> Ron Liszewski          |
| <input type="checkbox"/> Larry Anderson          | <input type="checkbox"/> Leon D. Paris, Jr. | <input type="checkbox"/> Donald Major           |
| <input type="checkbox"/> Henry Bias              | <input type="checkbox"/> Sandra Dohyns      | <input type="checkbox"/> James N. Preston Jr.   |
| <input type="checkbox"/> Marilyn Brockington     | <input type="checkbox"/> Arlene Fair        | <input type="checkbox"/> Audrey Quinn           |
| <input type="checkbox"/> Ron "Brock" Brockington | <input type="checkbox"/> George T. Hayes    | <input type="checkbox"/> Brian "Big Boy" Starks |
| <input type="checkbox"/> Edwin Maurice Butler    | <input type="checkbox"/> Judy Henderson     | <input type="checkbox"/> Ruth B. Thompson       |
| <input type="checkbox"/> Mattie E. Butler        | <input type="checkbox"/> Joelle Jackson     | <input type="checkbox"/> Rick Walker            |
| <input type="checkbox"/> Jackie Byrd             | <input type="checkbox"/> Tracy M. Joyner    | <input type="checkbox"/> Rachel Walthall        |
| <input type="checkbox"/> James "Jim" Carr        | <input type="checkbox"/> Antone A. Lee      | <input type="checkbox"/> Shirley D. Wainwright  |
| <input type="checkbox"/> Ron Colbert             | <input type="checkbox"/> Russel Lewis       | <input type="checkbox"/> Janice E. Wilson       |



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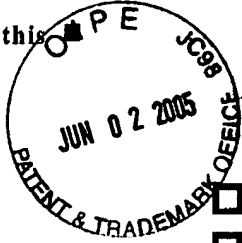
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**Clerk Craft and IMF Delegates to National and State**

Mark your ballot like this



**VOTE FOR ONLY 14**

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> Robin Adams             | <input type="checkbox"/> Carmen Whye Davis  | <input type="checkbox"/> Ron Liszewski          |
| <input type="checkbox"/> Larry Anderson          | <input type="checkbox"/> Leon D. Paris, Jr. | <input type="checkbox"/> Donald Major           |
| <input type="checkbox"/> Henry Bias              | <input type="checkbox"/> Sandra Dobyns      | <input type="checkbox"/> James N. Preston Jr.   |
| <input type="checkbox"/> Marilyn Brockington     | <input type="checkbox"/> Arlene Fair        | <input type="checkbox"/> Audrey Quinn           |
| <input type="checkbox"/> Ron "Brock" Brockington | <input type="checkbox"/> George T. Hayes    | <input type="checkbox"/> Brian "Big Boy" Starks |
| <input type="checkbox"/> Edwin Maurice Butler    | <input type="checkbox"/> Judy Henderson     | <input type="checkbox"/> Ruth B. Thompson       |
| <input type="checkbox"/> Mattie E. Butler        | <input type="checkbox"/> Joelle Jackson     | <input type="checkbox"/> Rick Walker            |
| <input type="checkbox"/> Jackie Byrd             | <input type="checkbox"/> Tracy M. Joyner    | <input type="checkbox"/> Rachel Walthall        |
| <input type="checkbox"/> James "Jim" Carr        | <input type="checkbox"/> Antone A. Lee      | <input type="checkbox"/> Shirley D. Wainwright  |
| <input type="checkbox"/> Ron Colbert             | <input type="checkbox"/> Russel Lewis       | <input type="checkbox"/> Janice E. Wilson       |

**VOTE FOR ONLY 1**

- |   |  |  |
|---|--|--|
| <input type="checkbox"/> Maxine German-Bailey | <input type="checkbox"/> Stanley Mason     | <input type="checkbox"/> Deborah Somerville      |
| <input type="checkbox"/> Michael A Dixon      | <input type="checkbox"/> Gary L. Schittone | <input type="checkbox"/> Gwen Duplantier Wilkins |

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